

UNITED STATES DISTRICT COURT

Western

District of

Massachusetts

FILED

WESTFIELD EAST MAIN STREET LLC

SUMMONS IN A CIVIL CASE

V.

C. DAVID TRADER and JEAN M. TRADER,
JOSEPH B. MITCHELL and TERESA K.
MITCHELL, DONALD GOVE, MARK D.
SIEBERT, BRIAN BURKE, MICHAEL
BRETON, BRADFORD MOIR, MARY MOIR,
INTERSTATE BUILDING SUPPLY, INC.
and LUMBER CENTER, INC.

CASE NUMBER:

04 - 30170 - MAP

TO: (Name and address of Defendant)

Brian Burke
3 Lois Street
Westfield, MA 01085

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

David A. Brown
Sherin and Lodgen LLP
101 Federal Street
Boston, MA 02110

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS

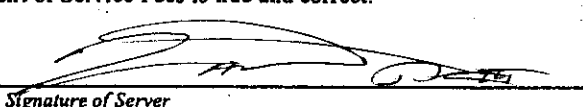
CLERK

DATE

9/1/04

(By) DEPUTY CLERK

Mani Ghimberg

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE <u>9/3/04</u>	
NAME OF SERVER (PRINT) <u>William H. Dewberry III</u>	TITLE <u>Process Server</u>	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____		
<input type="checkbox"/> Returned unexecuted: _____		
<input checked="" type="checkbox"/> Other (specify): <u>by leaving last & usual as Brian Burke's last & usual place of abode, to wit, at 3 Lois Street Westfield, ma</u>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
Executed on <u>9/3/04</u> <div style="text-align: center;">Date</div>	 <div style="text-align: center;">Signature of Server</div>	
<u>92 State Street Boston, ma</u> <div style="text-align: center;">Address of Server</div>		
Copy Also mailed via 1 st Class mail to Brian Burke		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.